for the

| Normem District of N | New York |
|--|---|
| Edward Portzeba; Kayleigh Rood; Martin Furner; Josie Pa | rker |
| Plaintiff) | |
| V.) | Civil Action No. 3:23-cv-191 (BKS/ML) |
| SHERBURNE-EARLVILLE HIGH SCHOOL, et al.) Defendant) | |
| The filt paragraph is | |
| WAIVER OF THE SERV | ICE OF SUMMONS |
| To: Keith L. Altman, Esq. | |
| (Name of the plaintiff's attorney or unrepresented plaintiff) | _ |
| I have received your request to waive service of a sumr | none in this action along with a convert the compleint |
| two copies of this waiver form, and a prepaid means of returnin | ig one signed copy of the form to you. |
| I, or the entity I represent, agree to save the expense of | serving a summons and complaint in this case. |
| | • |
| I understand that I, or the entity I represent, will kee jurisdiction, and the venue of the action, but that I waive any of | ep all defenses or objections to the lawsuit, the court's jections to the absence of a summons or of service. |
| I also understand that I, or the entity I represent, must fi | ile and serve an answer or a motion under Rule 12 within |
| 60 days from February 14, 2023, the date when the | his request was sent (or 90 days if it was sent outside the |
| United States). If I fail to do so, a default judgment will be enter | ered against me or the entity I represent. |
| Date: 2/14/2023 | FLW Willy |
| Date. | Signature of the attorney or unrepresented party |
| Sherburne-Earlville Central School District | Frank W. Miller, Esq. |
| Printed name of party waiving service of summons | Printed name |
| / | |
| • | 6575 Kirkville Rd., East Syracuse, NY 13057 |
| | Address |
| | fmiller@fwmillerlawfirm.com |
| | E-mail address |
| | (315) 234-9900 |
| | Telephone number |
| 70 4 - 4 - 4 - 7 2 TV | 40 1 4 |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

for the

| Northern District of New York | * |
|-------------------------------|---|
| | |

| Edward Potrzeb | a, III, Kayleigh Rood; Martin Furne | 3 |
|----------------|-------------------------------------|---------------------------------------|
| Josie Parker | Plaintiff | ' |
| | v. | Civil Action No. 3:23-cv-191 (BKS/ML) |
| SHERBURNE-E | ARLVILLE HIGH SCHOOL, et al. |) |
| | Defendant |) |

WAIVER OF THE SERVICE OF SUMMONS

| To: | Keith L. Altman, Esq. |
|-----|---|
| | (Name of the plaintiff's attorney or unrepresented plaintiff) |
| | |

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from February 14, 2023 , the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

J. n. 111

| Date: 2/14/2023 | JW.Mull |
|--|--|
| | Signature of the attorney or unrepresented party |
| Brad Perry | Frank W. Miller |
| Printed name of party waiving service of summons | Printed name |
| | 6575 Kirkville Rd., East Syracuse, NY 13057 |
| | Address |
| | fmiller@fwmillerlawfirm.com |
| | E-mail address |
| | (315) 234-9900 |
| | Telephone number |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

for the

Northern District of New York

| Edward Portzeba; Kayleigh Rood; Martin Furner; Jos | ie Parker |
|--|--|
| Plaintiff | \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ |
| v. |) Civil Action No. 3:23-cv-191 (BKS/ML |
| SHERBURNE-EARLVILLE HIGH SCHOOL, et al. |) |
| D.C. 7. 4 | 1 |

| v. | Civil Action No. 3:23-cv-191 (BKS/ML) |
|---|---|
| SHERBURNE-EARLVILLE HIGH SCHOOL, et al. | , , |
| Defendant) | |
| | |
| WAIVER OF THE SER | VICE OF SUMMONS |
| To: Keith L. Altman, Esq. | |
| (Name of the plaintiff's attorney or unrepresented plaintiff) | |
| I have received your request to waive service of a surr two copies of this waiver form, and a prepaid means of returning | nmons in this action along with a copy of the complaint, ing one signed copy of the form to you. |
| I, or the entity I represent, agree to save the expense of | of serving a summons and complaint in this case. |
| I understand that I, or the entity I represent, will k jurisdiction, and the venue of the action, but that I waive any of | teep all defenses or objections to the lawsuit, the court's objections to the absence of a summons or of service. |
| | file and serve an answer or a motion under Rule 12 within this request was sent (or 90 days if it was sent outside the stered against me or the entity I represent. |
| | Signature of the attorney or unrepresented party |
| Kenneth Buehner | Frank W. Miller, Esq. |
| Printed name of party waiving service of summons | Printed name |
| | 6575 Kirkville Rd., East Syracuse, NY 13057 Address fmiller@fwmillerlawfirm.com E-mail address |
| | |
| | (315) 234-9900 |
| | Telephone number |
| Duty to Avoid Unnecessary Exp | enses of Serving a Summons |

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

for the

| EDWARD POTZREBA III; Northern District of I | New York |
|--|---|
| KAYLEIGH ROOD; MARTIN FURNER; JOSIE | _ |
| PARKER: | |
| Plaintiff | |
| v. | Civil Action No. 3:23-cv-191 (BKS/ML) |
| SHERBURNE-EARLVILLE HIGH SCHOOL, et al. | CHARLE COLOR TO TO TO TO TO THE |
| Defendant) | |
| • | |
| WAIVER OF THE SERV | /ICE OF SUMMONS |
| To: Keith L. Altman, Esq. | |
| (Name of the plaintiff's attorney or unrepresented plaintiff) | _ |
| - *** | |
| I have received your request to waive service of a sum two copies of this waiver form, and a prepaid means of returning | mons in this action along with a copy of the complaint, ng one signed copy of the form to you. |
| I, or the entity I represent, agree to save the expense of | serving a summons and complaint in this case. |
| I understand that I, or the entity I represent will be | eep all defenses or objections to the lawsuit, the court's |
| jurisdiction, and the venue of the action, but that I waive any o | bjections to the absence of a summons or of service. |
| I also understand that I, or the entity I represent, must a 60 days from February 14, 2023, the date when a United States). If I fail to do so, a default judgment will be entity I represent, must a few parts of the control of the c | file and serve an answer or a motion under Rule 12 within this request was sent (or 90 days if it was sent outside the ered against me or the entity Lepresent. |
| Date: 2/14/2023 | Fay Mill |
| | Signature of the attorney or unrepresented party |
| | |
| Nicholas Colosi | Frank W. Miller, Esq. |
| Printed name of party waiving service of summons | Printed name |
| | 6575 Kirkville Rd., East Syracuse, NY 13057 |
| | Address |
| | fmiller@fwmillerlawfirm.com |
| | E-mail address |
| | _(315) 234-9900 |
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| | <u> </u> |
| Duty to Avoid Unnecessary Expe | nses of Serving a Summons |

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

UNITED STATES DISTRICT COURT

for the

| | Notthern District of New York |
|---|-------------------------------|
| EDWARD POTZREBA III; | |
| KAYLEIGH ROOD; MARTIN FURNER: JOSIE PAI | RKER. |

SHERBURNE-EARLVILLE HIGH SCHOOL, et al Defendant

Plaintiff

Civil Action No. 3:23-cv-191 (BKS/ML)

WAIVER OF THE SERVICE OF SUMMONS

| To: | Keith L. Altman, Esq. | |
|-----|---|--|
| | (Name of the plaintiff's attorney or unrepresented plaintiff) | |

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from February 14, 2023 , the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

2/14/2023 Date: Signature of the attorney or unrepresented party Robert Berson Frank W. Miller, Esq. Printed name of party waiving service of summons

Printed name

6575 Kirkville Rd., East Syracuse, NY 13057 Address

finiller@fwmillerlawfirm.com

E-mail address

(315) 234-9900

Telephone number

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for the

Northern District of New York

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|--|---|--|
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| Edward Potrzeba III; Kayleigh Rood; Martin Furner; | |
|--|---|
| Josie Parker. Plaintiff | Cinit And an No. 2:22 or 404 (DKC/ML) |
| v.) SHERBURNE-EARLVILLE HIGH SCHOOL, et al.) | Civil Action No. 3:23-cv-191 (BKS/ML) |
| Defendant | |
| 2 di matani | |
| WAIVER OF THE SERVICE OF SUMMONS | |
| To: Keith L. Altman, Esq. | |
| (Name of the plaintiff's attorney or unrepresented plaintiff) | |
| I have received your request to waive service of a sum two copies of this waiver form, and a prepaid means of returning | mons in this action along with a copy of the complaint, ng one signed copy of the form to you. |
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| | file and serve an answer or a motion under Rule 12 within this request was sent (or 90 days if it was sent outside the tered against me or the entity prepresent. |
| Date: 2/14/2023 | Fin Well |
| | Signature of the attorney or unrepresented party |
| Sherburne-Earlville High School | Frank W. Miller, Esq. |
| Printed name of party waiving service of summons | Printed name |
| | |
| | 6575 Kirkville Rd., Easty Syracuse, NY 13057 |
| | Address |
| | fmiller@fwmillerlawfirm.com |
| | E-mail address |
| | (315) 234-9900 |
| | Telephone number |

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If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.